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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

V.

JEFFREY HARRISON,

Defendant.

Case No. CR-07-0594 PJH

**DECLARATION OF EDWIN K.
PRATHER IN SUPPORT OF
DEFENDANT JEFFREY HARRISON'S
MOTION TO SUPPRESS AND REQUEST
FOR EVIDENTIARY HEARING**

Date: March 5, 2008
Time: 2:30 p.m.
Judge: Hon. Phyllis J. Hamilton

I, EDWIN K. PRATHER, declare under penalty of perjury as follows:

1. I am an attorney at law licensed to practice in the State of California and an attorney of record for the defendant Jeffrey Harrison in the above-captioned case. I make this declaration in support of the defendant's Motion to Suppress and Request For Evidentiary Hearing.

2. In the course of Clarence & Dyer's representation of Mr. Harrison, Assistant United States Attorney Joshua Eaton provided Clarence & Dyer with discovery in the above-captioned matter. This discovery included the affidavit of Immigration and Customs Enforcement Special Agent Michael J. Appio, a true and correct copy of which is attached to

1 defendant's Motion to Suppress as Exhibit A, and a Customs and Border Patrol Report, a true
2 and correct copy of which is attached to defendant's Motion to Suppress as Exhibit D.

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4 The foregoing is true and correct of my own personal knowledge and if called as a
5 witness I could and would competently testify thereto. Executed in San Francisco, California, on
6 January 31, 2008.

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8 /s: Edwin K. Prather
9 EDWIN K. PRATHER
10 Clarence & Dyer LLP
11 Attorneys for Jeffrey Harrison

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